

JAMES EARL WATKINS, #1702234	§	
VS.	§	CIVIL ACTION NO. 6:18cv347
CAROL E. MONROE, JR., ET AL.	§	

Plaintiff James Earl Watkins, a prisoner currently confined in the Texas prison system, proceeding *pro se* and *in forma pauperis*, filed the above-styled and numbered civil lawsuit. In response, Defendants Fatai Rasheed and Derek Light filed a motion to dismiss requesting the dismissal of all claims against them. (Dkt. #24). Mr. Watkins filed a motion to proceed against the Defendants. (Dkt. #37).

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ORDERED that the Report and Recommendation (Dkt. #44) is **ADOPTED**. It is further **ORDERED** that Defendants Rasheed and Light's motion to dismiss (Dkt. #24) is **GRANTED** in part and **DENIED** in part. It further

ORDERED that Mr. Watkins' motion to proceed against Defendants (Dkt. #37) is **GRANTED** in part and **DENIED** in part. It is

ORDERED that Defendants Rasheed and Lights' motion to dismiss the claim for money damages against them in their official capacities is **DENIED** as **MOOT**. It is further

ORDERED that Mr. Watkins' retaliation claim against Defendants Light and Rasheed is **DISMISSED** with prejudice pursuant to FED. CIV. P. R. 12(b)(6). It is further

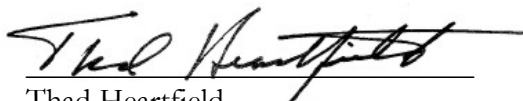
ORDERED that Mr. Watkins' medical deliberate indifference claim against Defendant Light is **DENIED** as **MOOT**. It is further

ORDERED that Defendants' motion to dismiss the medical deliberate indifference claim against Defendant Rasheed is **DENIED** without prejudice. It is finally

ORDERED that Mr. Watkins' claim for injunctive relief against the Defendants in their official capacities is **DISMISSED** without prejudice as the claim sounds in habeas corpus and is not appropriate for a civil rights suit.

Mr. Watkins may proceed with his medical deliberate indifference claim for money damages against Defendant Fatai Rasheed.

SIGNED this the 20 day of May, 2019.


Thad Heartfield
United States District Judge